



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Michael L. BOYER II et al.

Application No.: 09/927,334

Group Art Unit: 3738

Filed: August 13, 2001

Examiner: Unassigned

For: **IMPLANTS FORMED WITH
DEMINERALIZED BONE**

Attorney Docket No.: 8932-543

**SUBMISSION OF POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. § 3.71**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants submit herewith an executed Power of Attorney by Assignee. The Assignment and Recordation Cover Sheet is being filed at the Box Assignment. A copy of the Assignment is attached to the Power of Attorney By Assignee.

Please have the executed Power of Attorney placed in the file of the above-identified application.

No fee is believed to be due for this submission. If any fees are due, please charge such fees to Pennie & Edmonds LLP deposit account no. 16-1150.

Respectfully submitted,

Seth A. Watkins

FOR: Brian M. Rothery

Seth A. Watkins Reg. No. 47,169
For: Brian M. Rothery Reg. No. 35,340

Date September 24, 2001

Enclosures

PENNIE & EDMONDS LLP
1667 K Street, N.W.
Washington, DC 20006
(202) 496-4400



POWER OF ATTORNEY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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**POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned assignee of the entire interest in the above-identified subject application hereby appoints: S. Leslie Misrock (Reg. No. 18872), Berj A. Terzian (Reg. No. 20060), David Weild, III (Reg. No. 21094), Jonathan A. Marshall (Reg. No. 24614), Barry D. Rein (Reg. No. 22411), Stanton T. Lawrence, III (Reg. No. 25736), Charles E. McKenney (Reg. No. 22795), Philip T. Shannon (Reg. No. 24278), Francis E. Morris (Reg. No. 24615), Charles E. Miller (Reg. No. 24576), Gidon D. Stern (Reg. No. 27469), John J. Lauter, Jr. (Reg. No. 27814), Brian M. Poissant (Reg. No. 28462), Brian D. Coggio (Reg. No. 27624), Rory J. Radding (Reg. No. 28749), Stephen J. Harbulak (Reg. No. 29166), Donald J. Goodell (Reg. No. 19766), James N. Palik (Reg. No. 25510), Thomas E. Friebel (Reg. No. 29258), Laura A. Coruzzi (Reg. No. 30742), Jennifer Gordon (Reg. No. 30753), Geraldine F. Baldwin (Reg. No. 31232), Victor N. Balancia (Reg. No. 31231), Samuel B. Abrams (Reg. No. 30605), Steven I. Wallach (Reg. No. 35402), Marcia H. Sundein (Reg. No. 30893), Paul J. Zegger (Reg. No. 33821), Edmond R. Bannon (Reg. No. 32110), Bruce J. Barker (Reg. No. 33291), Adriane M. Antler (Reg. No. 32605), Thomas G. Rowan (Reg. No. 34419), James G. Markey (Reg. No. 31636), Thomas D. Kohler (Reg. No. 32797), Scott D. Stimpson (Reg. No. 33607), Gary S. Williams (Reg. No. 31066), Ann L. Gisolfi (Reg. No. 31956), Todd A. Wagner (Reg. No. 35399), Scott B. Familiant (Reg. No. 35514), Kelly D. Talcott (Reg. No. 39582),

POWER OF ATTORNEY

Francis D. Cerrito (Reg. No. 38100), Anthony M. Insogna (Reg. No. 35203), Brian M. Rothery (Reg. No. 35340), Brian D. Siff (Reg. No. 35679), Alan Tennenbaum (Reg. No. 34939), Michael J. Lyons (Reg. No. 37,386), Garland T. Stephens (Reg. No. 37,242) and William J. Sipio (Reg. No. 34,514), all of Pennie & Edmonds LLP, whose addresses are 1155 Avenue of the Americas, New York, New York 10036, 1667 K Street N.W., Washington, DC 20006 and 3300 Hillview Avenue, Palo Alto, CA 94304, all of Pennie & Edmonds LLP (PTO Customer No. 20582), as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventors and their attorney(s) in accordance with the provisions of 37 C.F.R. 3.71, provided that, if any one of these attorneys ceases being affiliated with the law firm of Pennie & Edmonds LLP as partner, counsel, or employee, then the appointment of that attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

An assignment of the entire interest in the above-identified subject application:

[] was recorded on _____ at reel/frame ___/___.

[X] is submitted herewith for recording.

Please direct all correspondence for this application to customer no. 20582.

ASSIGNEE: Synthes (U.S.A.)
Signature: Jessie B. Hill
Typed Name: Jessie B. Hill, Esq.
Position>Title: Director, Legal Affairs
Address: 1690 Russell Road
Paoli, PA 19301
Date: 13 August 2001

ASSIGNMENT

WHEREAS, WE, Michael L. Boyer II, a citizen of the United States residing at 1708 East Lancaster Avenue, Paoli, Pennsylvania 19301, David C. Paul, a citizen of India residing at 405 Greene Lane, Phoenixville, Pennsylvania 19460, and Christopher M. Angelucci, a citizen of the United States residing at 809 Summit Avenue, Schwenksville, Pennsylvania 19473, ASSIGNORS, are the inventors of the invention in **IMPLANTS FORMED WITH DEMINERALIZED BONE** for which we have executed an application for a Patent of the United States

- which is executed on even date herewith
- which is identified by Pennie & Edmonds LLP docket no. 8932-543

and WHEREAS, SYNTHESES (USA), ASSIGNEE, a General Partnership existing under the laws of the Commonwealth of Pennsylvania and having a place of business at 1690 Russell Road, Paoli, PA 19301 is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

Date 7-13, 2001



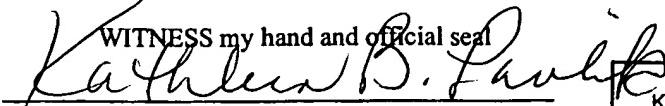
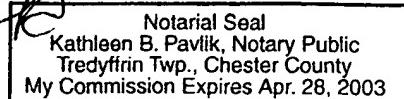
L.S.

Michael L. Boyer II

State of Pennsylvania)
County of Chester) SS.:)

On 7/13/01, 2001, before me, Kathleen B. Pavlik, Notary Public, personally appeared Michael L. Boyer II, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Member, Pennsylvania Association of Notaries

Date 7/27/01, 2001

XMCWJW

L.S.

David C. Paul

State of Penns.)
County of Chester) SS.:
{

On 7/27, 2001, before me, Kathleen B. Pavlik, Notary Public,
personally appeared David C. Paul, personally known to me on the basis of satisfactory evidence to be the person whose name
is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that
by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Kathleen B. Pavlik

Notarial Seal
Kathleen B. Pavlik, Notary Public
Tredyffrin Twp., Chester County
My Commission Expires Apr. 28, 2003

Member, Pennsylvania Association of Notaries

Date 7-27, 2001

Christopher M. Angelucci

L.S.

Christopher M. Angelucci

State of Penns.)
County of Chester) SS.:
{

On 7/27, 2001, before me, Kathleen B. Pavlik, Notary Public,
personally appeared Christopher M. Angelucci, personally known to me on the basis of satisfactory evidence to be the person
whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized
capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed
the instrument.

WITNESS my hand and official seal

Kathleen B. Pavlik

Notarial Seal
Kathleen B. Pavlik, Notary Public
Tredyffrin Twp., Chester County
My Commission Expires Apr. 28, 2003

Member, Pennsylvania Association of Notaries